

March 26, 1975

SENATOR WARNER: Mr. President, I believe I have a motion on the desk to return to Select File for specific amendment. I would like to explain what is involved and the reason for doing it. The . . . two years ago legislation was enacted the result of which we have two dates now in law that effect the time that teachers are to be notified if they will be terminated. There's actually three dates, one of which is ninety days. This is included in the section of the bill that will be in a proposed amendment. The other two provisions, one of which applies to Omaha and Lincoln, class 4 and 5 school districts, which have tenure. Under theirs I believe the date is April 1. Under a continuing contract that effects other school districts the date is April 15. Those two dates are in conflict with the ninety days prior to the termination of the contract. There was a bill out on General File last session to correct the error or the conflict that occurred. In the '73 session we did not get to it. The amendment I have proposed would strike . . . or it would insert language that would exclude class 1, 2, 3 and 6 school districts. It does not effect class 4 and 5, as there was some disagreement on that portion. My motion is to return to Select File for the specific amendment. That will be the amendment that I have placed on the desk.

PRESIDENT: Senator Frank Lewis.

SENATOR F. LEWIS: I rise to support the Warner amendment in the way in which he's given it, and that is for 1, 2, 3 and 6. I would oppose the amendment or any attempt to include Lincoln and Omaha because of situations there for their teachers. I would support the Warner amendment to bring that back to clarify the dates. We had a bill prepared to do that very thing. There, again, I didn't want to see Senator Syas get upset so we kinda waited around a little bit. This is simply to put dates together and Senator Warner has the right idea. His amendment is exactly the way it should be, 1, 2, 3 and 6, excluding 4 and 5.

PRESIDENT: There is a motion to return LB 493 to Select File for specific amendment. Senator Nichol.

SENATOR NICHOL: Could I just ask a question of Senator Warner a moment, please? Is this error still in LB 82 that we passed earlier in this session? If so, is there going to be any need to correct that? That is these two dates that are in conflict.

SENATOR WARNER: The dates that would be in 82 would have been the identical date of April 15th, if I remember correctly, which is the other section of the law where the bill that we have . . . the section that will be amended here does not amend the same section as 82. It takes out the conflict that is in a different section. It merely will result in a single date in the statutes instead of a dual date.

PRESIDENT: The question is the return of LB 493 to Select File for specific amendment. Record your vote. Record Mr. Clerk.

CLERK: 29 ayes on motion to return.